



**CITY OF MORGAN HILL
COUNCIL CHAMBERS**

17555 PEAK AVENUE MORGAN HILL CALIFORNIA 95037

COUNCIL MEMBERS

Dennis Kennedy, Mayor
Greg Sellers, Mayor Pro Tempore
Hedy L. Chang, Council Member
Steve Tate, Council Member
Larry Carr, Council Member

REDEVELOPMENT AGENCY

Dennis Kennedy, Chair
Larry Carr, Vice-Chair
Hedy L. Chang, Agency Member
Steve Tate, Agency Member
Greg Sellers, Agency Member

WEDNESDAY, MARCH 7, 2001

JOINT MEETING

CITY COUNCIL SPECIAL & REGULAR MEETING

and

REDEVELOPMENT AGENCY SPECIAL MEETING

*A Special Meeting is called at 6:00 p.m. for the purpose of
conducting a Closed Session.*

Dennis Kennedy, Mayor/Chairperson

6:00 P.M.

CALL TO ORDER

(Mayor/Chairperson Kennedy)

ROLL CALL ATTENDANCE

(City Clerk/Agency Secretary Torrez)

DECLARATION OF POSTING OF AGENDA

Per Government Code 54954.2

(City Clerk/Agency Secretary Torrez)

CLOSED SESSION:

**Time
Estimate**

60 minutes **CONFERENCE WITH LABOR NEGOTIATORS**
Legal Authority: Government Code section 54957.6
Agency Negotiators: City Manager, Human Resources Manager, City Attorney

OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION:

RECONVENE:

CLOSED SESSION ANNOUNCEMENT:

7:00 P.M.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

CITY COUNCIL REPORT
Council Member Chang

CITY MANAGER'S REPORT

CITY ATTORNEY'S REPORT

NOW IS THE TIME FOR COMMENTS FROM THE PUBLIC REGARDING ITEMS NOT ON THIS AGENDA.
(See notice attached to the end of this agenda.)

**PUBLIC COMMENTS ON ITEMS APPEARING ON THIS AGENDA WILL BE TAKEN AT THE TIME
THE ITEM IS ADDRESSED BY THE COUNCIL. PLEASE COMPLETE A SPEAKER CARD AND
PRESENT IT TO THE CITY CLERK.**
(See notice attached to the end of this agenda.)

**PLEASE SUBMIT WRITTEN CORRESPONDENCE TO THE CITY CLERK/AGENCY SECRETARY. THE CITY
CLERK/AGENCY SECRETARY WILL FORWARD CORRESPONDENCE TO THE CITY
COUNCIL/REDEVELOPMENT AGENCY.**

City Council Action

CONSENT CALENDAR: The Consent Calendar, Agenda Items #1 through #9 may be acted upon with one motion, a second and the vote. The Consent Calendar items are of a routine or generally uncontested nature and may be acted upon with one motion. Pursuant to Section 5.1 of the City Council Rules of Conduct, any member of the Council or public may request to have an item pulled from the Consent Calendar to be acted upon individually.

Time		Page
Estimate		
Consent Calendar: 1 - 10 Minutes		
1)	<u>ACCEPTANCE OF SUBDIVISION IMPROVEMENTS FOR TRACT 9036, KENDALWOOD PH. II SUBDIVISION</u> 1 <u>Recommended Action(s):</u> 1. <u>Adopt</u> Resolution No. 5458 Accepting the Subdivision Improvements Included in Tract 9036, Commonly Known as Kendalwood Ph. II, and 2. <u>Direct</u> the City Clerk to File the Notice of Completion with the County Recorder's Office.	
2)	<u>ACCEPTANCE OF SUBDIVISION IMPROVEMENTS FOR TRACT 9109, KENDALWOOD PH. III SUBDIVISION</u> 7 <u>Recommended Action(s):</u> 1. <u>Adopt</u> Resolution No. 5459 Accepting the Subdivision Improvements Included in Tract 9109, Commonly Known as Kendalwood Ph. III, and 2. <u>Direct</u> the City Clerk to File the Notice of Completion with the County Recorder's Office.	
3)	<u>FINAL MAP ACCEPTANCE FOR MISSION RANCH PH. IV (TRACT 9210)</u> 13 <u>Recommended Action(s):</u> 1. <u>Approve</u> the Final Map, Subdivision Agreement and Improvement Plans, 2. <u>Authorize</u> the City Manager to sign the Subdivision Improvement Agreement on behalf of the City, and 3. <u>Authorize</u> the Recordation of the Map and the Subdivision Improvement Agreement Following Recordation of the Development Improvement Agreement.	
4)	<u>PURCHASE OF PUBLIC WORKS VEHICLES AND EQUIPMENT</u> 23 <u>Recommended Action(s):</u> 1. <u>Authorize</u> Vehicle Purchase Through the State of California General Services Procurement Process for the Vehicle Identified for a Total Cost of \$106,393.45, 2. <u>Authorize</u> Purchase of a "Jet-A-Way" Easement Sewer Cleaning Machine for a Total Cost of \$20,502.72, and 3. <u>Authorize</u> Purchase of a Vehicle Transceiver RadioRead Unit with Computer for a Total Cost of \$25,380.	

5)	<u>AMENDMENT TO ANNUAL MAINTENANCE CONTRACT WITH SALINAS PUMP COMPANY, INC. FOR WELL MAINTENANCE</u>	25
	Recommended Action(s): <u>Approve</u> the Amendment to the Agreement Dated August 3, 2000, to Increase Maximum Compensation from \$30,000 to \$60,000.	
6)	<u>APPROPRIATION OF ADDITIONAL FUNDS FOR CORP YARD FUEL LEAK CLEANUP</u>	29
	Recommended Action(s): <u>Appropriate</u> \$133,300 from Fund Balances as Identified in The Report to Fund the Fuel Tank Clean-up Efforts for the Remainder of This Fiscal Year.	
7)	<u>APPROVAL OF PROFESSIONAL SERVICES AGREEMENT FOR RIGHT-OF-WAY ACQUISITION FOR EXTENSION OF BUTTERFIELD BOULEVARD FROM SAN PEDRO TO TENNANT</u>	31
	Recommended Action(s): <u>Authorize</u> The City Manager to Execute a Professional Services Agreement with Cutler & Associates, Inc. in the Amount of \$24,000 for Right-of-way Acquisition for the Extension of Butterfield Boulevard from Tennant Avenue to San Pedro Avenue.	
8)	<u>INTER-REGIONAL PARTNERSHIP GRANT</u>	43
	Recommended Action(s): <u>Support</u> Inter-Regional Partnership Grant.	
9)	<u>APPROVAL OF JOINT SPECIAL CITY COUNCIL AND SPECIAL GENERAL PLAN TASK FORCE MEETING MINUTES OF FEBRUARY 22, 2001</u>	47

PUBLIC HEARINGS:

	Time Estimate		Page
10)	6 minutes	<u>PREZONE APPLICATION: ZA-00-16: WEST. EDMUNDSON-PINN</u>	49
		Recommended Action: Request staff presentation.	
		Public Hearing opened.	
		Please limit your remarks to 3 minutes. Public Hearing closed.	
		Council discussion.	
		Action-	<u>Motion to Waive</u> the Reading in Full of Prezone Ordinance 1504, N.S.
			<u>Motion to Introduce</u> Prezone Ordinance by Title Only.

City Council Action

OTHER BUSINESS:

	Time Estimate		Page
11)	30 minutes	<u>MEDICAL SERVICES FOUNDATION</u>	61
		Recommended Action(s): <u>Consider</u> Report by Council Committee	

City Council & Redevelopment Agency Action

CONSENT CALENDAR: The Consent Calendar, Agenda Items #12 through #14 may be acted upon with one motion, a second and the vote. The Consent Calendar items are of a routine or generally uncontested nature and may be acted upon with one motion. Pursuant to Section 5.1 of the City Council Rules of Conduct, any member of the Council or public may request to have an item pulled from the Consent Calendar to be acted upon individually.

Time

Estimate

Page

Consent Calendar: 1 - 10 Minutes

- 12) **ACCEPTANCE OF THE EL TORO AVENUE STREET AND UTILITY REPLACEMENT PROJECT** 63
Recommended Action(s):
Redevelopment Agency Action:
1. **Appropriate** \$15,467.71 from Current Year Unappropriated RDA Non-housing Fund to Complete the Funding for This Project.
City Council Action:
2. **Accept** as Complete the El Toro Avenue Street and Utility Replacement Project in the Final Amount of \$536,425.71, and
3. **Direct** the City Clerk to File the Notice of Completion with the County Recorder's Office.
- 13) **APPROVAL OF JOINT SPECIAL CITY COUNCIL AND SPECIAL REDEVELOPMENT AGENCY MEETING MINUTES OF FEBRUARY 21, 2001** 67
- 14) **APPROVAL OF JOINT REGULAR CITY COUNCIL AND SPECIAL REDEVELOPMENT AGENCY MEETING MINUTES OF FEBRUARY 21, 2001** 69

CLOSED SESSION:

1.

CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION

Legal Authority: Government Code 54956.8 & 54956.9(c) (1 potential case)
Real Property(ies) involved: APN 728-31-007 & 008; 25.50 acres located on the southwesterly side of Road (St. Louise Hospital property)
City Negotiators: Agency Members; Executive Director; Agency Counsel; and F. Gale Conner, special counsel
Closed Session Topic: Potential Litigation

2.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code section 54956.9© (one case)

OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION:

RECONVENE:

CLOSED SESSION ANNOUNCEMENT:

FUTURE COUNCIL-INITIATED AGENDA ITEMS:

Note: in accordance with Government Code Section 54954.2(a), there shall be no discussion, debate and/or action taken on any request other than providing direction to staff to place the matter of business on a future agenda.

ADJOURNMENT